

Exhibit 4

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE

)
SNMP RESEARCH, INC. and SNMP)
RESEARCH INTERNATIONAL, INC.,)
)
Plaintiffs,)
)
vs.) Case No.
) 3:20-cv-00451-
) CEA-DCP
BROADCOM INC., BROCADE)
COMMUNICATIONS SYSTEMS LLC,)
and EXTREME NETWORKS, INC.,)
)
Defendants.)
-----)

HIGHLY CONFIDENTIAL
VIDEORECORDED DEPOSITION OF DANIEL DeBACKER
San Francisco, California
Wednesday, February 14, 2024
Volume I

Reported by:
CHRIS TE SELLE
CSR No. 10836
Job No. 6394359

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1 THE WITNESS: I went back through the release 09:05:05
2 notes for all the versions and/or the read me files,
3 which are similar. They are just a smaller version
4 of a read, of a release note.

5 BY MR. WOOD: 09:05:21

6 Q. Okay. And, can you tell what products did
7 you identify that contain SNMP Research code, SLX
8 and VDX?

9 A. So, it would be the SLX products and the
10 VDX products that run the software, so it's the same 09:05:36
11 software that runs on different products. It's not
12 different software.

13 Q. Okay.

14 A. So, for instance, when we look at a
15 platform, the platform will run the software, and 09:05:48
16 that same software will run on another platform in
17 that same family.

18 MR. WOOD: Okay. Introduce as 123 Extreme
19 Network, Inc.'s Twelfth Supplemental Responses and
20 Objections to SNMP Research, Inc.'s First Set of 09:06:32
21 Interrogatories to Extreme Networks.

22 (Exhibit 123 was marked for identification by
23 counsel.)

24 BY MR. WOOD:

25 Q. If you could turn to page 15. At the 09:07:08

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1 bottom, do you see the, it's the response to 09:07:18
2 interrogatory number 11. In the second paragraph,
3 it says, subject to the foregoing, Extreme
4 identifies the following products: SLX 9140, SLX
5 9240, SLX 9540, SLX 9640, SLX 9150, SLX 9250, SLX 09:07:33
6 9740, SLX 9850, SLX 9030, DX 6740 --
7 A. That's a typo. It's VDX.
8 Q. Okay. VDX 6740, VDX 6940, and VDX 8770.
9 And then if you look at the next sentence,
10 it also says, Extreme notes that Extreme 8520 and 09:08:04
11 Extreme 8720 also utilize the operating systems for
12 the preceding products.
13 Are those the, the products that you
14 identified as containing SNMP Research software?
15 MR. PRABHAKAR: Objection. Out of scope. 09:08:25
16 THE WITNESS: Yes.
17 BY MR. WOOD:
18 Q. Were there any others?
19 MR. PRABHAKAR: Same objection.
20 THE WITNESS: This is the list. 09:08:36
21 BY MR. WOOD:
22 Q. Okay, thank you.
23 Then, did you also identify products for
24 EXOS?
25 MR. PRABHAKAR: Objection. Out of scope. 09:08:44

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1 THE WITNESS: I did not. 09:08:46
2 BY MR. WOOD:
3 Q. Did you identify any products for EOS?
4 A. I did not.
5 Q. Can you tell me, what's a source code 09:08:57
6 control system?
7 A. I don't understand a source cord -- source
8 code control system?
9 Q. How does --
10 A. I'm not familiar with that. 09:09:16
11 Q. How does Extreme store its source code?
12 MR. PRABHAKAR: Objection. Form.
13 THE WITNESS: Our source code is stored on
14 servers within our data centers.
15 BY MR. WOOD: 09:09:30
16 Q. What term do you use for the software that
17 you store your source code in?
18 MR. PRABHAKAR: Objection. Form.
19 THE WITNESS: A repository.
20 BY MR. WOOD: 09:09:38
21 Q. So, can we call it a source code
22 repository, would that be fair?
23 A. Sure.
24 Q. Okay. So, so, what's a source code
25 repository? 09:09:47

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1 I, the undersigned, a Certified Shorthand
2 Reporter of the State of California, do hereby
3 certify:

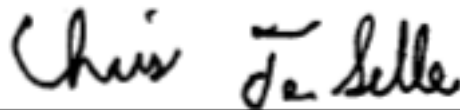
4 That the foregoing proceedings were taken
5 before me, at the time and place herein set forth;
6 that any witnesses in the foregoing proceedings,
7 prior to testifying, were duly sworn; that a record
8 of the proceedings was made by me using machine
9 shorthand which was thereafter transcribed under my
10 direction; that the foregoing transcript is a true
11 record of the testimony given.

12 Further, that if the foregoing pertains to the
13 original transcript of a deposition in a Federal
14 Case, before completion of the proceedings, review
15 of the transcript [] was [] was not requested.

16 I further certify I am neither financially
17 interested in the action nor a relative or employee
18 of any attorney or party to this action.

19 IN WITNESS WHEREOF, I have this date subscribed
20 my name.

21
22 Dated: February 19, 2024

23 
24

CHRIS TE SELLE

25 CSR No. 10836